



## UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/578,702	Reinhold Meier	50381026

INTERNATIONAL APPLICATION NO.
-------------------------------

PCT/DE04/02367

23280  
 DAVIDSON, DAVIDSON & KAPPEL, LLC  
 485 SEVENTH AVENUE, 14TH FLOOR  
 NEW YORK, NY 10018

I.A. FILING DATE	PRIORITY DATE
10/23/2004	11/11/2003

CONFIRMATION NO. 3881

371 FORMALITIES LETTER



\*OC00000021294951\*

Date Mailed: 11/20/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/10/2006
- English Translation of the IA filed on 05/10/2006
- Copy of the International Search Report filed on 05/10/2006
- Preliminary Amendments filed on 05/10/2006
- Oath or Declaration filed on 05/10/2006
- Request for Immediate Examination filed on 05/10/2006
- U.S. Basic National Fees filed on 05/10/2006
- Priority Documents filed on 05/10/2006
- Power of Attorney filed on 05/10/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

LAMONT M HUNTER

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**PART 2 - OFFICE COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/578,702	PCT/DE04/02367	50381026

**FORM PTO-1083**

Docket No.: 5038.1026  
Date: December 12, 2006

**Mail Stop: PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

In re application of: **Reinhold MEIER et al.**  
 Serial No.: **10/578,702**  
 Filed: **May 10, 2006 as national phase of International Application No. PCT/DE2004/002367 filed October 23, 2004**  
 For: **MILLING TOOL AND METHOD FOR MILLING RECESSES**

**S i r:**

Transmitted herewith is a **Response to Notification of Missing Requirements (1 page)** in the above-identified application.

- ☒ Also transmitted are:  
☐ Petition for extension under 37 C.F.R. 1.136  
☒ Return receipt postcard  
☒ Other: - **Copy of Notification of Missing Requirements (2 pages)**  
                   - **Copy of Executed Declaration/PoA (2 pages)**
- ☒ Check(s) in the amount of **\$130.00** is/are attached to cover:  
☐ Filing fee for additional claims under 37 C.F.R. 1.16  
☐ Petition fee for extension under 37 C.F.R. 1.136  
☒ Fee set forth in 37 C.F.R. §1.16(f)  
☐ Other:
- ☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
- ☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
- ☒ Any patent application processing fees under 37 C.F.R. 1.17.
- ☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

William C. Gehris, Reg. No. 38,156

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**Fax: (212) 736-2427**

I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on December 12, 2006.

DAVIDSON, DAVIDSON & KAPPEL, LLC

**BY:**

**Liana Chirila**

12/18/2006 LLANDGRA 00000024 10578702

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**130.00 OP**

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Re: Application of: **Reinhold MEIER et al.**  
Serial No.: 10/578,702  
Filed: May 10, 2006 as national phase of International  
Application No. PCT/DE2004/002367 filed October 23,  
2004  
Attorney Docket No.: 5038.1026  
For: **MILLING TOOL AND METHOD FOR MILLING  
RECESSES**

Mail Stop: PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

December 12, 2006

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

Sir:

In response to the Notification of Missing Requirements dated November 20, 2006, a copy of which is enclosed, please find a copy of an executed Declaration/Power of Attorney form signed by the inventors and a check in the amount of \$130.00 covering the filing surcharge.

If any additional fees are deemed to be due at this time, the Assistant Commissioner is authorized to charge payment of the same to Deposit Account No. 50-0552.

Respectfully submitted,  
DAVIDSON, DAVIDSON & KAPPEL, LLC

By



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